IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 31ST OCTOBER 2007 / 9TH KARTHIKA 1929

Crl.Rev.Pet.No. 809 of 2000()

CRA.214/1996 of SESSIONS COURT, ALAPPUZHA
ST.2201/1995 of JUDL.MAGISTRATE OF FIRST CLASS, AMABALAPUZHA

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REVN. PETITIONER: APPELLANT/ACCUSED

JAYA FRANCIS, MUNDAIKAVILA VEEDU
KOKKOTTA MALAMURI, MAYYANADU VILLAGE
KOLLAM DISTRICT.

BY ADV. SRI.BINDU SASTHAMANGALAM

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. VIJAYAN @ AMMINIKUTTAN
   AZHIKKALATHU, THOPPIL VEEDU
   PURAKKAD P.O.

2. STATE REPRESENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.K.SURESH

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 31/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.809 of 2000

Dated this the 31st day of October, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to pay a fine of Rs.72,500/- and in default, to undergo simple imprisonment for one year.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to remit the fine amount. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.72,500/- to the complainant and in default, to undergo simple imprisonment for three months. The revision petitioner is granted six months' time to remit the compensation amount and to pay the same to the complainant directly. She shall appear before the Judicial First Class Magistrate Court, Ambalapuzha on 30.4.2008 to receive sentence.

The criminal revision petition is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl